

**United States Court of Appeals**

***For The Eighth Circuit***

Thomas F. Eagleton U.S. Courthouse  
111 South 10th Street, Room 24.329

**St. Louis, Missouri 63102**

**Michael E. Gans**  
*Clerk of Court*

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August 08, 2023

Eric James Hamilton  
ATTORNEY GENERAL'S OFFICE  
2115 State Capitol  
P.O. Box 98920  
Lincoln, NE 68509-0000

RE: 22-3179 State of Nebraska, et al v. Joseph Biden, Jr., et al

Dear Counsel:

Enclosed is a copy of a dispositive order entered today in the above case. Mandate is being issued and sent today to the Clerk of the United States District Court.

Michael E. Gans  
Clerk of Court

CRJ

Enclosure(s)

cc: Simon Christopher Brewer  
Sarah Carroll  
Dwight R. Carswell  
Mark Chenowith  
Clerk, U.S. District Court, Eastern District of Missouri  
Courtney Dixon  
Theodore H. Frank  
Dylan L. Jacobs  
Cody Taylor Knapp  
Samuel Paul Langholz  
Sheng Li  
Robert Charles Merritt  
Brian David Netter  
Michael David Pepson  
Thomas Pulham  
Michael Raab  
Samuel Rebo  
J. Emory Smith Jr.  
John Julian Vecchione

District Court/Agency Case Number(s): 4:22-cv-01040-HEA

**UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT**

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No: 22-3179

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State of Nebraska; State of Missouri; State of Arkansas; State of Iowa; State of Kansas; State of South Carolina

Plaintiffs - Appellants

v.

Joseph R. Biden, Jr., in his official capacity as the President of the United States of America;  
Miguel Cardona, in his official capacity as Secretary, United States Department of Education;  
United States Department of Education

Defendants - Appellees

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Hamilton Lincoln Law Institute; Americans for Prosperity Foundation; New Civil Liberties  
Alliance

Amici on Behalf of Appellant(s)

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Appeal from U.S. District Court for the Eastern District of Missouri - St. Louis  
(4:22-cv-01040-HEA)

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**JUDGMENT**

Before SHEPHERD, ERICKSON and GRASZ, Circuit Judges.

Pursuant to the opinion and judgment of the Supreme Court of June 30, 2023, the judgment of the United States District Court for the Eastern District of Missouri is reversed, and the case is remanded for further proceedings consistent with the opinion of the Supreme Court.

August 08, 2023

Order Entered at the Direction of the Court:  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Michael E. Gans